

10

~~Home~~ (1938) Department.

Ms. SERIES.

G.O. No. 2826

DATED 8-6-38

[Despatch Abstract.]

Establishment - Bench Court, Udipi - Employment of a
clerk - Temporary - Sanctioned.

DEPARTMENT.

Received



192

Registered

17082 192

Subject.

14
15

ENCLOSURES.

No.

Spare copies

R.O.C. No. 2045/38-D3.

Station M a d r a s, Dated the 11th May 1938, 1938.

From (Name) D. Appa Rao Esquire (Bar-at-law),
(Designation) Registrar, High Court, Madras.

To The Secretary to the Government of Madras,

✓ Home Department.
(with enclosures).

Sir,

Establishment - First Class Bench Court, Udipi -
appointment of an attender. *a clerk*

I am directed to forward for orders of Government, the letters bearing No. Ref.C-1-1005/M/38 and dated 25th and 30th April 1938 from the District Magistrate of South Kanara and to state that in the circumstances stated therein, the Hon'ble the Judges recommend his request for the appointment of an attender clerk on Rs.19- 2/2 - 25 - $\frac{1}{2}$ - 30 per mensem temporarily for a period of one year for attending to the work of the First Class Bench Court at Udipi.

The extra cost involved in the proposal will be met

p 5 m fra

pp 5-4-18

from the existing budget grants for the current year under
27 g - Criminal Courts - Pay of Establishments - Voted.

I have the honour to be,

Sir,

Your most obedient servant,

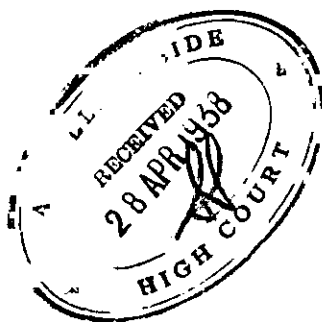
V.R.S. *mf*.

D. J. Rao
Registrar.

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Ref.C1-1005/M/38.

S.Kanara Dt.Magistrate's Office,
Camp Sarpur
Mangalore, 25th April 1938.



From

2045 / 5
M.R.Ry. Rao Bahadur M. V. Vellodi, Avl., B.A.,
Dt.Magistrate of South Kanara.

To

The Secretary to Government,

Home Department,

M a d r a s.

Through

The Registrar,

High Court,

M a d r a s.

Sir,

Courts - I Class Bench of Magistrates - Udipi - Attender
sanction - sought.

The I Class Bench Court at Udipi is being presided over solely by a non-official Vice-President ever since his appointment as such in 1933. The Bench holds its sittings in a ----- separate building. The clerical work of the Bench is now being done by the staff of the Sub Magistrate. Of late, the work of the Bench has increased very much and the Sub Magistrate complains that the regular work of his Court falls in arrears and that it will not be possible for his staff to do the Bench Court ~~work in addition to the regular work of his court~~ without ----- detriment to the latter work.

64 infra

2. I enclose a statement showing the number of cases for disposal and that disposed of by the Bench Court from 1933 ---- onwards up to 1.4.1938 and of fines imposed and collected during the said period. It would be clear from the statistics that the work of the Bench Court has considerably increased. I do not think that any of the arrangements suggested in G.O.No.3663.

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1/3/38

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Law (Genl.), dated 23.12.1924. are feasible. The employment of a part-time clerk will not be possible as the Bench is working the whole day during office hours. The Vice-President makes a modest request for the employment of an Attender and I think that his request is reasonable. I recommend therefore that an Attender i.e., a clerk on Rs.19-2/2-25-1/2-30 per mensem similar to the one sanctioned in G.O.No.Ms.5196, dated 22.12.1937 for the Kasargod Bench Court, may be sanctioned for the Bench Court, Udipi, temporarily for a period of one year commencing on the date of appointment for the performance of work connected with that Court.

M. M. S.
For Dt. Magistrate,
26.4.38

Statement of cases in the I Class Bench Court of Udipi and of fines for the years 1934, 1935, 1936, 1937 and up to 1.4.1938.

Year.	Number of cases		Amount of fines	
	Received.	Disposed of.	Imposed. Rs.	Collected. Rs.
1934	318	313	829	812
1935	331	329	336	335
1936	301	293	460	467
1937	487	478	388	345
1938 up to 1.4.38.	199	173	112	112.

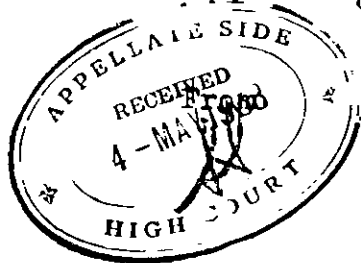
about 796 tr. the year. about 692 tr. the year.

Kanara
South, Dt. Magistrate's Office,
Camp, Gundur
Mangalore, 25th April '38.

M. M. S.
For Dt. Magistrate.

26.4.38.

Ref.Cl-1005-M-38.



2122/D

South Kanara Dt. Magistrate's office,
Camp Feringapet, dated 30 - 4 - 1938.

M.R.Ry. Rao Bahadur M.V.Vellodi, Avl., B.A.,
Dt. Magistrate of South Kanara.

To

The Secretary to Government,
Home Department,
M a d r a s.

Through

The Registrar,
High Court,
M a d r a s.

Sir,

Courts - I Class Bench of Magistrates, Udipi -attender
sanction requested—

My letter Ref.Cl-1005/M/38 dated 25-4-1938. — pp 3-4 ante

I submit herewith the proposition statement which was
omitted to be sent with my letter cited above.

[Signature]
For Dt. Magistrate.

KM
2.5.38.

2066/38 Ar

Statement of Proposition

Code Form 5.

(See Chapter 5, Ar

[illegible]

S.Kanara Dt. Magistrate's office, ^{NOTE.—If the proposal is a reorganization of establishment, the Head of the Department should certify to the provisions of Art. 429, U.S.R., and should specify any case in which the maximum pension}
 Dated 30 - 4 - 1938.

To

The Secretary to Government,

thro' the A

Revision of Establishment.

T. & A. 10-2,415-16-10-35. (

7, Vol. 1, C.A.C.)

PROPOSITION.										Orders of the sanctioning authority. (19)					
scale.								Permanent.			Temporary.				
Pay.						Average cost.	Increase per month.	Decrease per month.	Increase per month.		Decrease per month.				
Minimum. (9)	Increment. (10)		Maximum. (11)		(12)		Amount. (13)	Amount. (14)	Period. (15)		Amount. (16)	Period. (17)	Amount. (18)		
RS.	A.	RS.	A.	RS.	A.	RS.	A.	RS.	A.		RS.	A.		RS.	A.
19-2/2-25-1/2-30.						25	-								

as to permit that new article, consequently, have been considered with reference only admissible will be subject to reflection under that article, of F.M., para. 67.

If Local Government is competent to sanction, its order will be written across this column.

partment,

tant-General.

Signature M. J. [illegible]

Officer's Designation For Dt. Magistrate.

Establishment - Bench court, Udipi - temporary clerk - Appointment of.

C. f. C.No. 1708. L. From the High Court, S.D.C.No. 2045/38-D3 dated 11-5-38.

p1cf

p4cf

13cf

Und

The High Court recommends the request of the D.M. South Kanara for the appointment of a clerk on Rs 19-30 a month in the I class Bench court at Udipi. for a period of one year. The Bench is being presided over solely by a nonofficial ever since 1933, and the work of the Bench is now being done by the staff of the Sub Magistrate. The following statement compares the institutions and the establishment in other Bench court with that at Udipi:-

institutions.

p4cf

Bench court	1933	1934	1935	1936	1937	1938	Establishment
Udipi	-	318	331	301	487	199	1 clerk on Rs 19-30 (proposed)
Kasargod	440	457	363	599	602	(upto 1-4-38) (796 for the year)	1 clerk on Rs 19-30 & a peon on Rs 10 p.m.
Tekkali	49	95	223	455	293	(upto 23-1-1937)	1 clerk on Rs 30 & 1 peon on Rs 10 p.m.
Tenkasi	564	413	1051	602	-	(upto 1-7-36)	1 part-time clerk on Rs 19-30
Sompeta	232	529	675	-	-	-	1 full time clerk.
Ichapur	296	282	585	-	-	-	1 full time clerk.
Dharmavaram	229	-	118 (till 30-9-35)	233 (till 31-8-36)	-	-	1 clerk on Rs 19-30 & a peon on Rs 17 p.m.
Vizianagaram	-	-	166	759	672	-	1 clerk and 1 peon.

Compare statement on p9
1 to 5196 Home (S)
22 12 37

p3cf

From the statement above, it is observed that the institutions in the Bench court at Udipi compare favourably with those at Sompeta, Ichapur, Dharmavaram, Tekkali, Kasargod and Vizianagaram where there are full time clerks. It is reported that on account of increase of work in the Bench court the staff of the Sub Magistrate's office cannot attend to the work of the Bench court without detriment to their regular work. The ...

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at think that any of the arrangements suggested in
 J.O. 2863 J.C. dated 23-12-1924 are feasible. It is also
 reported that the employment of a part-time clerk will
 not be possible as the Bench is working the whole day
 during office hours. In the circumstances it is submitted
 that the proposal to appoint a clerk ^{temporarily} for the Bench court
 at Udipi may be agreed to. A draft order is submitted.
 It may be sent to Finance for acceptance.

(N)

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Fin



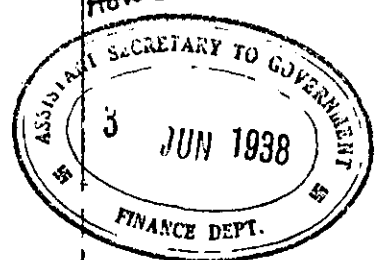
Finance E.I.

The draft order may be
 accepted in this department and the
 case returned to Home no.

4/6/38
6.6.38

6.6.38
Home.

Present to at (S)
DS
Home



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3/6/38

19801 EI-1
6.6.38.



June
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8638

CI 11/6

DRAFT FOR APPROVAL.

C.F. 16.

Home(E) Dept

When received for fair copying ..
When copied ..
When examined ..
When signed ..
When despatched.

Date. Initials.

SUBJECT:—

Establishment- Bench Court, Udipi-
Employment of a clerk - ^{Temporary} Sanctioned

READ AGAIN _____, dated _____ 19____

READ ALSO:— { D. M. S. Jannana, N. C. - 1005 12/38
R.O.C. 25 + 30.4.38
C. No. 17082-E. From the High Court, Madras / No. 2045/38-D3 dated 11.5.1938. C.f

Order Ms. No. 2926, dated 8.7.1938.
Resolution Rout.

Seen by S.

Precedent in No 5796 Home (S)
24/2-37

Mr. 1-24

The Govt sanction the employment, for a period of one year, of a clerk on Rs. 19-2 1/2 - 45- 1/2 - 30 a month in the Bench Court at Udipi.

2/ The extra cost involved during the current year will be met from the existing budget grant under "27.g. Administration of Justice - Criminal Courts - B. Pay of establishments - Sdy. Sub Magistrates, Bench Magistrates and other establishments - Voted."

3/ The following notification will be published in the Fort St. George Gazette:—

Notification.

In exercise of the powers
Sub-section (1) and paragraph (b) of
Conferred by paragraph (b) of Sub-section (2) of
Section 241 of the Govt of India Act, 1935,
H.E. The Governor is hereby pleased to make the
following special rules:—

Rules.

The cadre of clerks, lower
division in the Madras Ministerial Service
shall be increased temporarily by one post
in the Bench Court at Udipi for a period
of one year commencing on the date of
appointment of the clerk for the performance
of work connected with that Court.

2. The general and special rules
applicable to holders of permanent
posts borne on the said cadre shall
apply to the holder of the said temporary
post subject to the following modification
namely that there shall be paid to the
holder of the said temporary post a pay
calculated in the scale of Rs. 19-2½-25-½-30 a month.

Explanation: In this rule the expression "the
holder of the said temporary post" means
"the person counted against the post."

20/5
20/5

Cl. 18-12-52
(5)

16/11/52
11/6/52

To the D.M. South Kanara ✓
" Honble the C.J. (with C.L.) ✓
" Finance Dept. ✓
" A.G. through Finance ✓
" S.G.P. for publication of notification ✓
Copy to Pub. (Rules) Dept. ✓